

REMARKS

Reconsideration of the above-identified patent application in view of the amendments above and the remarks following is respectfully requested.

Claims 1-11 are in this case. Claims 1 and 4-11 have been rejected under the judicially created doctrine of obviousness-type double patenting. Claims 1-3, 6-8, 10 and 11 have been objected to. Independent claim 1 and dependent claims 6-8, 10 and 11 have been amended. Claims 2 and 3 have been canceled. New independent claims 12 and 13 have been added.

The claims before the Examiner are directed toward a method of synchronizing (a) neighboring base station(s) of a wireless communication system to a base station of the system that is connected with a mobile unit. The base station that is connected to the mobile unit periodically transmits with higher transmission power than during normal transmission. The neighboring base station(s) receive(s) the higher-power transmission.

Double Patenting Rejections

The Examiner has rejected claims 1 and 4-11 under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 1 and 5-12 of US Patent No. 6,430,395. The Examiner's rejection is respectfully traversed.

Attached please find a Terminal Disclaimer disclaiming the terminal part of the statutory term of any patent granted on the above-identified patent application which would extend beyond the expiration date of US Patent No. 6,430,395.

Objections

The Examiner has objected to claims 1, 6-8, 10 and 11 because of the informality of the initial letters of the terms “base station”, “switch”, “calling number identification”, “destination number”, “originating base station identification”, “destination base station identification”, “status”, “handset”, “current”, “number”, “candidate” and “list” being capitalized. Claims 1, 6-8, 10 and 11 now have been amended to correct this informality.

The Examiner has objected to claims 2 and 3 as being based on a rejected base claim. The Examiner has noted that claims 2 and 3 would be allowable if rewritten in independent form including all the limitations of the base claim and any intervening claim.

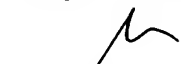
New claims 12 and 13 are claims 2 and 3 rewritten in independent form. Correspondingly, claims 2 and 3 have been canceled.

Other Amendments to the Claims

The word “at”, that was inadvertently omitted from the term “at least one neighboring base station” at the end of claim 1, now has been restored.

In view of the above amendments and remarks it is respectfully submitted that independent claims 1, 12 and 13 and hence dependent claims 4-11 are in condition for allowance. Prompt notice of allowance is respectfully and earnestly solicited.

Respectfully submitted,



Mark M. Friedman
Attorney for Applicant
Registration No. 33,883

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